

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN THE MATTER OF :

JOSE NAVARRO,

Debtor

Defendant.

*
*
*
*
*

CASE NO: A 04-90492

CHAPTER 13

JUDGE BIHARY

NOV 19 2007 10:03:01

CLERK
Joe Cook
CLERK

PETITION FOR PAYMENT OF UNCLAIMED FUNDS

COMES NOW, Debtor, JOSE NAVARRO, by and through his attorney of record, S. George Handelsman and submits his Petition for Payment of Unclaimed Funds as follows:

1.

Jose Navarro filed Chapter Thirteen Bankruptcy in 2004, case number A 04-90492 and submitted the amount of \$156,980.66 to comply with the requirements of the Chapter 13 Bankruptcy.

2.

Out of the amounts paid to the creditors, the amount of 11,619.04 was returned to the Bankruptcy Court as uncollectable on December 12, 2006.

3.

Two Creditors were sent checks in the amount of \$5,085.00 and \$406.00 which were issued in the above styled bankruptcy case; they were returned as unpayable and returned to the Bankruptcy Court as uncollectable on July 10, 2006. (See Debtor's Affidavit which is attached hereto as Exhibit "A" and made a part hereof.)

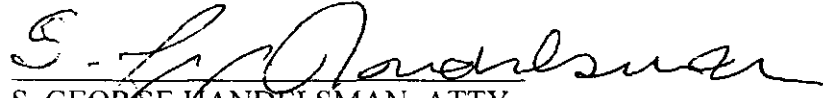
4.

Because that check was not cashed by said payee's pursuant to 11 U.S.C. §347(A), on July 10, 2006 and December 12, 2006, the trustee paid those unclaimed funds totaling \$17,110.84 to the Clerk, U.S. Bankruptcy Court.

5.

Wherefore Debtor submits this Petition and prays that the unclaimed funds in the amount of \$17,110.84 be refunded to him.

Submitted this 15th day of November. 2007.


S. GEORGE HANDELSMAN, ATTY
FOR JOSE NAVARRO
GA State Bar No: 322850

1401 Peachtree Street, NE
Suite 240
Atlanta, GA 30309
404 522-0777 Tel.
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sgh@lawatl.com

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
DIVISION

IN THE MATTER OF : * CASE NO: A 04-90492
JOSE NAVARRO, * CHAPTER 13
Debtor *
Defendant. JUDGE BIHARY
*

AFFIDAVIT FOR PETITION FOR PAYMENT OF UNCLAIMED FUNDS

My name is Jose Navarro and I filed Chapter Thirteen Bankruptcy in 2004, case number A 04-90492 and submitted the appropriate payments to comply with the requirements of the Chapter 13 Bankruptcy.

1.

Out of the amounts paid to the creditors, the amount of 11,619.04 was returned to the Bankruptcy Court as uncollectable on December 12, 2006.

2.

The following named creditors were unable to be located from the commencement of my bankruptcy case and their whereabouts continue to be unknown. A payment check in the amount of \$5,085.00 and \$406.00 was issued in the above styled bankruptcy case as payment for Antonio Gutierrez and Carlos Aranda who's mailing addresses at the time of issue were Antonio Gutierrez 1375 Tall Pines Drive in Douglasville, Georgia 30134. Carlos Aranda 1375 Tall Pines Drive in Douglasville, Georgia 30134.

3.

Because that check was not cashed by said payee's pursuant to 11 U.S.C. §347(A), on July 10, 2006 and December 12, 2006, the trustee paid those unclaimed funds to the Clerk, U.S. Bankruptcy Court.

4.

Therefore I am submitting my application to have these unclaimed funds totaling the amount of \$17,110.84 be returned to my attorney at the following address: Mr. S. George Handelsman, Esq. 1401 Peachtree Street, NE Suite 240 Atlanta, Georgia 30309.

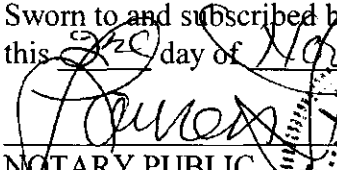


This 2nd day of November, 2007.

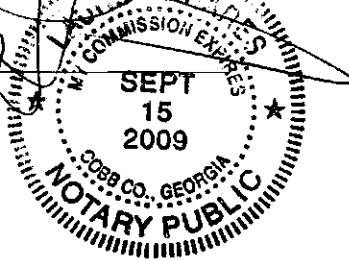


JOSE NAVARRO

Sworn to and subscribed before me
this 2nd day of Nov, 2007.



NOTARY PUBLIC



UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN THE MATTER OF :	*	CASE NO: A 04-90492
JOSE NAVARRO,	*	CHAPTER 13
Debtor	*	
Defendant.	*	JUDGE BIHARY
	*	

CERTIFICATE OF SERVICE

That I have this day served the United States Attorney and the Trustee with a true and correct copy of the Petition for Payment of Unclaimed Funds, Order for Payment of Unclaimed Funds and Affidavit for Petition for Payment of Unclaimed Funds to the following addresses:

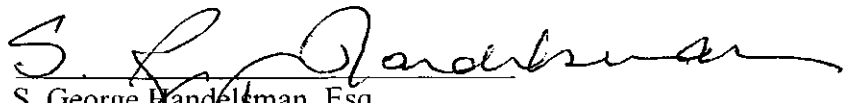
United States Attorney -

1800 Richard Russell Federal Bldg. 75 Spring Street, SE Atlanta, Georgia 30303

Trustee, Mary Ida Townson

100 Peachtree Street - Suite 2700 Atlanta, Georgia 30303

This 15th day of November 2007


S. George Handelsman, Esq.
1401 Peachtree Street, NE Suite 240
Atlanta, GA 30309

LAW OFFICES OF
S. GEORGE HANDELSMAN
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lvl@lawatl.com

November 15, 2007

Clerk of Bankruptcy Court
United States Courthouse
75 Spring Street, SW
Atlanta, GA 30303

RE: In Re: JOSE NAVARRO
Case No: A 04-90492
Chapter 13

Dear Clerk of Bankruptcy Court:

Enclosed please find Debtor's Petition for Payment of Unclaimed Funds with attached Affidavit, Order for Payment of Unclaimed Funds and Certificate of Service on the above mentioned bankruptcy case. Please be so kind to file same, return the attached copy stamped "filed" in the enclosed self addressed stamped envelope provided herein and forward these documents to the Judge for her consideration and signature.

Thank you for your kind consideration in this matter. If there are any questions, please do not hesitate to contact this office.

With best regards, I remain

Very truly yours,

A handwritten signature in black ink, appearing to read "Lauren Linares".

Lauren Linares, Paralegal with
Attorney S. George Handelsman

Enclosures

cc: United States Attorney;
Mary Ida Townson, Trustee
Mr. Jose Navarro